

Control Number: 49494



Item Number: 155

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**SOAH DOCKET NO. 473-19-4421  
PUC DOCKET NO. 49494**

APPLICATION OF AEP TEXAS INC.  
FOR AUTHORITY TO CHANGE  
RATES

2019.15 11:39  
§ BEFORE THE STATE OFFICE  
§  
§ OF  
§  
§ ADMINISTRATIVE HEARINGS

**THE DEPARTMENT OF THE NAVY'S  
MOTION TO INTERVENE**

Pursuant to Rules 22.103 and 22.104 of the Procedural Rules of the Public Utility Commission of Texas, the Department of the Navy ("DON"), on behalf of the Federal Executive Agencies ("FEA"), moves, by counsel, to intervene in the above-captioned proceeding. In support of this motion, the DON states as follows:

1. On May 1, 2019, AEP Texas, Inc. ("AEP ") filed an application with the Public Utility Commission of Texas ("Commission") requesting authority to change its retail and wholesale rates. In its application, AEP requested approval for base rate increases, as well as several other changes in its rates and tariffs. The changes proposed by AEP will affect FEA taking electrical service in AEP's service territories.
2. Procedural Rule 22.103(b) permits a party to intervene where the party "has or represents persons with a justiciable interest which may be adversely affected by the outcome of the proceeding."
3. As a large customer of AEP, with a strategic and vital interest in securing reliable, affordable electricity, FEA has a justiciable interest that may be substantially impacted by the relief requested by AEP and adversely affected by the outcome of this case. FEA maintains installations within the State of Texas that are serviced by AEP.

Accordingly, the matters which are the subject of this docket could have a substantial impact on FEA's accounts.

4. There are no other means available whereby FEA's interests may be protected, making it necessary and appropriate to grant the DON's motion to intervene as FEA has a direct and significant interest in this proceeding that is not represented by any of the other parties. Furthermore, the DON's participation on behalf of FEA would serve the public interest by ensuring that funds spent on behalf of the taxpayers of the United States in furtherance of the objectives of the Government are being spent on necessary services that are fair and reasonable in price. FEA's participation would not unreasonably broaden the issues or delay the proceedings in this docket.

5. The undersigned DON attorney, Rita M. Liotta, is not admitted to practice before the courts of the State of Texas, but is admitted to practice before the courts in California. Ms. Liotta is an active member in good standing of the State Bar of California (CA State Bar No. 152823) and is not under suspension or disbarment by any of the courts of the jurisdiction in which she is admitted to practice. Ms. Liotta will, in the future, petition for leave to appear *pro hac vice* herein. The DON respectfully requests that this application be granted, pending completion and approval of that petition.

WHEREFORE, based on the reasons stated herein, the DON respectfully requests that the Commission grant this motion and allow the DON to intervene in this matter.

It is respectfully requested that all pleadings and other documents issued in this proceeding be served on counsel for the DON and the three other individuals listed below, and that the official service list be modified to reflect the same.

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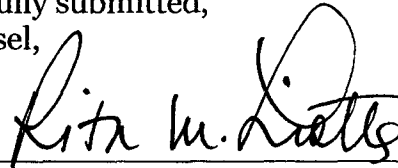
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Dated: June 18, 2019

Respectfully submitted,  
By Counsel,

A handwritten signature in black ink, appearing to read "Rita M. Liotta", is written over a horizontal line.

Rita M. Liotta, FEA Counsel  
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**CERTIFICATE OF SERVICE**  
SOAH DOCKET NO. 473-19-4421  
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I hereby certify that on this 18<sup>th</sup> day in June, 2019, a copy of the Department of the Navy's Motion to Intervene was served on the parties of record in this proceeding by facsimile, First Class mail, or electronic mail.

A handwritten signature in black ink, reading "Rita M. Liotta". The signature is written in a cursive style with a large, looping "R" and "L".

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Rita M. Liotta

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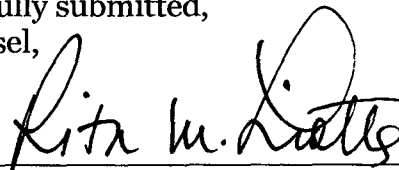
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Rita M. Liotta